U.S. COURTS

97 MAY - 9 MILL: 13

RESON TO SERVICE STREET

D. Blair Clark RINGERT CLARK CHARTERED 455 South Third, P.O. Box 2773 Boise, Idaho 83701-2773 Telephone No. (208) 342-4591 Attorneys for Trustee

IN THE UNITED STATES BANKRUPTCY COURT FOR THE DISTRICT OF IDAHO

In re:

SAWTOOTH ENTERPRISES, INC., dba
The Buckin Bagel,

Debtor.

Case No. 96-03050

TRUSTEE'S APPLICATION TO
EMPLOY COUNSEL

TO: THE U.S. BANKRUPTCY JUDGE.

The application of Bernie R. Rakozy, Trustee, respectfully alleges:

- 1. Applicant is the duly qualified and acting trustee in this case.
- 2. To perform his duties as trustee, your applicant requires the services of attorneys for the following purposes:
  - a. To advise and consult with applicant concerning questions arising in the conduct of the administration of the estate and concerning applicant's rights and remedies with regard to the estate's assets and the claims of secured, preferred and unsecured creditors and other parties in interest;
  - b. To appear for, prosecute, defend and represent applicant's interest in suits arising in or related to this case;
  - c. To investigate and prosecute preference and other actions arising under the trustee's avoiding powers;
  - d. To assist in the preparation of such pleadings, motions, notices and orders as are required for the orderly administration of this estate; and to consult with and advise applicant in connection with the operation of or the termination of the operation of the business of the debtor.
    - e. To recover and sell any repossessed property of the



estate, provided the same can be sold at a profit to the estate.

- 3. For the foregoing and all other necessary and proper purposes, applicant desires to retain, generally, the law firm of Ringert Clark Chartered, as counsel for the trustee.
- 4. Because Ringert Clark Chartered, has experience in bankruptcy corporate reorganization and debtor/creditor matters, applicant feels that said law firm is well qualified to render the foregoing services.
- Applicant believes that said law firm, and its members and associates, do not hold or represent any interest adverse to that of your applicant or the debtor's estate and that said law firm is a disinterested person within the meaning of 11 U.S.C. §101(13). Applicant is informed that the normal hourly billing rats of said law firm at the time of this application is \$100.00 per hour. contemplated that said attorneys will seek compensation based upon normal and usual hourly billing rates. It is further contemplated that said attorneys will seek interim compensation during the case as permitted by 11 U.S.C. §331.

WHEREFORE, applicant prays that he be authorized to employ Ringert Clark Chartered, generally, as his attorneys to render services in the areas described above with compensation to be paid as an administrative expense in such amounts as this court may hereinafter determine and Dated this May of May, 1997. allow.